

Exhibit 1

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
1

1 UNITED STATES DISTRICT COURT

2 SOUTHERN DISTRICT OF FLORIDA

3 MDL NO.3076

4 CASE NO. 1:23-md-03076-KMM

5
6 IN RE:

7 FTX CRYPTOCURRENCY EXCHANGE COLLAPSE LITIGATION

8
9 _____/

10
11 VIDEO AND ZOOM

12 DEPOSITION OF: JASPREET SINGH - VTC

13 DATE: Thursday, February 1, 2024

14 TIME: 2:08 p.m.

15 LOCATION: Northville, Michigan

16 REPORTER: Lory Helland, CER-#3778

17 Certified Reporter

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
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JASPREET SINGH
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JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
6

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JASPREET SINGH
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JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
8

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2 ALSO PRESENT: George B. Ellis - Videographer
3 Rejane Passos - Paralegal Moskowitz Law Firm
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JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
9

I N D E X

WITNESS	PAGE
---------	------

JASPREET SINGH

Examination by Ms. Alexander	18
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E X H I B I T S

NUMBER	IDENTIFICATION	PAGE
--------	----------------	------

Exhibit #1	Screenshot of YouTube Channel	24
Exhibit #2	Declaration	42
Exhibit #3	Objection - Jurisdictional Interrogatories	45
Exhibit #4	Minority Mindset YouTube Channel Screenshot	60
Exhibit #5	Instagram Screenshot	62
Exhibit #6	Minority Mindset Facebook Page	63
Exhibit #7	X Platform Screenshot	67
Exhibit #8	Discussion Board Community	73
Exhibit #9	Minoritymindset.com Screenshot	74

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
10

E X H I B I T S

NUMBER	IDENTIFICATION	PAGE
--------	----------------	------

Exhibit #10	YouTube Video Screenshot	78
-------------	--------------------------	----

Exhibit #11	FTX US Talking Points	79
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EXHIBITS SCANNED TO THE TRANSCRIPT

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
11

Northville, Michigan

Thursday, February 1, 2024

2:08 p.m.

* * *

VIDEOGRAPHER: We are now on the record.

The time is 2:08 p.m. Eastern Time on February 1st, 2024.

This begins the videoconference deposition of Jaspreet Singh, taken in the matter of In Re: FTX Cryptocurrency Exchange Collapse Litigation.

The case number is 1:23-md-03076-KMM and is filed in the United States District Court, Southern District of Florida, MDL No. 3076.

My name is George Ellis. I'm your remote videographer. Our court reporter today is Lory Helland. And we are representing Esquire Deposition Solutions.

Counsel, if you would please state your name and who you represent, after which the court reporter will swear in.

MS. ALEXANDER: My name is Brooke Alexander from the law firm of Boies Schiller Flexner representing the plaintiffs.

Here with me from Boies Schiller is my partner, Steve Zack, as well as associates from our

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
12

1 office, Jack Tubio, Brian Giacalone and Rachel Martin.

2 MR. ACHO: Let's go off the record for a
3 second.

4 Brooke, so you know, one of your --

5 VIDEOGRAPHER: One moment, sir. We're
6 still on the record. One moment, please.

7 Going off the record, the time is 2:09.

8 (Off the record at 2:09 p.m.)

9 (Back on the record at 2:10 p.m.)

10 VIDEOGRAPHER: Back on the record. The
11 time is 2:10.

12 MS. ALEXANDER: Let's continue with the
13 introductions.

14 Who else is on for plaintiffs?

15 MR. LIEFF: I am Robert Lieff, additional
16 counsel for the plaintiffs. Thank you.

17 MS. ALEXANDER: And Joey Kaye from the
18 Moskowitz Law Firm is also on, also represents the
19 plaintiffs.

20 MS. LEWIS: Barbara Lewis also from
21 Moskowitz Law Firm is on as well.

22 MR. RODSTROM: John Rodstrom from the
23 Moskowitz Law Firm representing the plaintiffs.

24 MR. ADAMS: Derek Adams from Potomac Law
25 Group representing Defendants Brian Jones, Creators

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
13

1 Agency and Erika Kullberg.

2 MR. ACHO: Ron Acho and Michael Cummings of
3 Cummings, McClorey, Davis and Acho representing
4 Jaspreet Singh.

5 MS. ATKINSON: Nicole Atkinson and Alexis
6 Deveaux of the Gunster Law Firm representing Fenwick
7 and West.

8 MR. HOYT: Tommy Hoyt of Sidley Austin LLP
9 on behalf of Defendant Creator MetaPCAs LLC.

10 MS. ALEXANDER: Good afternoon, Mr. Singh.

11 WITNESS: Good afternoon.

12 MS. ALEXANDER: I've been advised that your
13 counsel would like to state something on record before
14 we begin, so I am going to briefly cede the floor to
15 him for that.

16 VIDEOGRAPHER: Also, the witness has not
17 been sworn.

18 MR. ACHO: What is your preference,
19 Ms. Alexander?

20 MS. ALEXANDER: Why don't you go ahead and
21 then we'll swear in the witness.

22 MR. ACHO: I want to put on the record my
23 concern about this deposition. If it was handled in
24 the same fashion as the deposition that was just taken
25 a few minutes ago by Plaintiff's firm, not this firm,

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
14

1 but the other firm that's been lead counsel, in that
2 deposition, I believe, from what I have gathered, 75
3 percent of the questions were improper. Not only were
4 they irrelevant, immaterial, but they violated the
5 Court's order.

6 The Court's order for this deposition is
7 very clear. It deals with jurisdiction only and the
8 targeting of Florida. This is not a discovery
9 deposition regarding liability.

10 We have provided the discovery documents to
11 Plaintiff's Counsel that show clearly Mr. Singh had no
12 connection to Florida at all, none. That's why this
13 deposition is only to verify that fact.

14 If this deposition is in any way like the
15 one earlier, we will do multiple things, but we are
16 not going to allow it to continue.

17 The other thing is, there have been no
18 exhibits that are going to be introduced because none
19 were supplied to us. As a consequence, no exhibits
20 should go in at all.

21 As long as Counsel understands that she
22 knows what the rules are, I don't have to go over them
23 again, but the order was very explicit. Plaintiff's
24 firm wanted this to be much broader, but the
25 magistrate judge did not allow it.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
15

1 So we're going to go forward, but it's
2 going to be a tight leash. It's not going to be like
3 what happened earlier today.

4 Thank you.

5 MS. ALEXANDER: Ron, I don't appreciate the
6 lecture.

7 MR. ACHO: Call me Mr. Acho, please.

8 MS. ALEXANDER: Mr. Acho, I don't
9 appreciate the lecture. I will not, on this
10 deposition, speak to anything that happened earlier
11 because I don't believe that's appropriate.

12 I will be introducing exhibits. You are
13 free to lodge objections. You're not free to lodge
14 speaking objections as that's not permitted in this
15 district.

16 I will confine my questions to the court
17 order, which is deposition on personal jurisdiction.

18 And with that, I'd like to swear in
19 the witness.

20 MR. ACHO: Hold on a second.

21 Can you explain to me why you didn't
22 provide us with exhibits in advance? Because how am I
23 going to see these exhibits? How are you going to
24 introduce them --

25 MS. ALEXANDER: The same way we have done

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
16

1 for every other deposition in this matter. I will
2 share my screen with the exhibit on the screen for you
3 and the witness to view. If it is not entirely
4 visible or you request it, I will drop the file into
5 the chat box. You can click on it to open it and
6 download it to your computer and freely scroll through
7 it as we are discussing the exhibit.

8 MR. ACHO: I find that inappropriate. I'll
9 make my objection. I'm going to object to each of the
10 exhibits because you shouldn't have done it that way.
11 You've just made much more difficult for the witness.
12 You made it difficult for me and my partner,
13 Mr. Cummings.

14 All right. I'm not lecturing you, I'm just
15 advising you what we intend to do if your deposition
16 goes far afield.

17 MS. ALEXANDER: You're free to lodge your
18 objections as we go.

19 MR. ACHO: Thank you. Thank you.

20 MS. ALEXANDER: Can we swear in
21 the witness, please.

22 J A S P R E E T S I N G H

23 having been first duly sworn, was examined and testified as
24 follows:

25 MS. ALEXANDER: Good afternoon, Mr. Singh.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
17

1 WITNESS: Good afternoon, Ms. Alexander.

2 MS. ALEXANDER: I go by Brooke. You should
3 feel free to call me that today.

4 What do you prefer to be called?

5 WITNESS: Jaspreet is fine.

6 MS. ALEXANDER: Okay. Terrific, Jaspreet.
7 You understand that you're under oath
8 today?

9 WITNESS: I do.

10 MS. ALEXANDER: And that means that the
11 statements you make here have the same force as they
12 would as if they were in a courtroom to a judge and
13 jury, correct?

14 WITNESS: I would assume so.

15 MS. ALEXANDER: And there's nothing today
16 that will prevent you from giving me your full
17 attention while we're on the record?

18 WITNESS: No.

19 MS. ALEXANDER: Is anyone in the room with
20 you?

21 WITNESS: No.

22 MS. ALEXANDER: And if anyone enters the
23 room during this deposition, I would ask that you
24 would please advise me of that fact. Do you
25 understand?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
18

1 WITNESS: Yes.

2 MS. ALEXANDER: And at if at any point
3 today you don't understand my questions, will you
4 please ask me to rephrase or restate the question for
5 you before answering?

6 WITNESS: Yes, ma'am.

7 MS. ALEXANDER: Do you have any papers in
8 front of you right now?

9 WITNESS: Well, I have -- yes.

10 MS. ALEXANDER: Do you intend to look at
11 any of those papers during deposition today?

12 WITNESS: No.

13 MS. ALEXANDER: And do you have any
14 documents on your computer that are accessible to you
15 that you intend to look at during the deposition
16 today?

17 WITNESS: No.

18 MS. ALEXANDER: And I would ask if at any
19 point you do wish to look at a document, that you
20 please tell me before you do so.

21 Do you understand?

22 WITNESS: Yes.

23 MS. ALEXANDER: Terrific.

24 E X A M I N A T I O N

25 BY MS. ALEXANDER:

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
19

1 Q. Have you ever been deposed before, Jaspreet?

2 A. No.

3 Q. What did you do to prepare for your deposition today?

4 A. What do you mean by that?

5 Q. Did you look at any documents or conduct any meetings,
6 including but not limited to, meeting with your
7 counsel?

8 A. Yes.

9 Q. Can you tell me what you did?

10 A. I talked to my counsel.

11 Q. When did you talk to your counsel?

12 A. I'm not sure what you mean by that.

13 Q. In preparation for this deposition, you just told me
14 that you spoke to your counsel.

15 Was that one meeting or more than one
16 meeting?

17 A. Again, I'm not exactly sure what you would mean by
18 that.

19 Q. Let's take a step back.

20 You're sitting for a deposition today,
21 correct?

22 A. Yes.

23 Q. In preparation for that deposition, you just told me
24 that you met with your counsel, correct?

25 A. Yes.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
20

1 Q. When was the last time you met with your counsel to
2 get ready for today's deposition?

3 A. Today.

4 Q. And for approximately how long did you meet with your
5 counsel today?

6 A. I'm not sure.

7 Q. During that meeting, did you review any documents?

8 A. No.

9 Q. Prior to meeting with your counsel today, did you do
10 anything else to get ready for today's deposition?

11 A. No.

12 Q. Did you review any documents to prepare for today's
13 deposition?

14 A. No.

15 Q. Great.

16 I'd like to do a little bit of foundation
17 work. Can you tell me about your education?

18 A. Can you specify what you mean?

19 Q. After high school, did you attend any college or
20 graduate or professional schools?

21 A. Yes.

22 Q. Can you tell me what schools you went to and what
23 degrees you earned from them?

24 A. I went to the University of Michigan for
25 undergraduate. I received a degree in the subset of

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
21

1 psychology. I went on to go to law school at the
2 Wayne State University and received my degree from
3 there.

4 Q. After you finished law school, were you admitted to
5 the bar?

6 A. Yes.

7 Q. In what state?

8 A. Michigan.

9 Q. Approximately what year was that?

10 A. I believe 2018.

11 Q. Have you ever practiced law?

12 A. No.

13 Q. Can you tell me about your employment history after
14 law school?

15 A. What do you mean by that?

16 Q. Upon graduation, where -- where did you work?

17 A. I was self-employed.

18 Q. Are you still self-employed today?

19 A. Yes.

20 Q. Okay.

21 Do you understand why you're sitting for a
22 deposition today?

23 A. Yes.

24 Q. Can you tell me what your understanding is?

25 A. This is a jurisdictional deposition regarding this

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
22

1 lawsuit.

2 Q. And when you say "this lawsuit", what do you
3 understand this lawsuit to mean?

4 A. The lawsuit where I'm a defendant.

5 Q. What conduct does this lawsuit concern, as you
6 understand it?

7 A. I'm not sure.

8 Q. When you say "this lawsuit", are you referring to one
9 case or more than one case?

10 A. This one case.

11 Q. Do you understand that there are two lawsuits pending
12 against you in this MDL?

13 A. No.

14 Q. So if I were to tell you that there was one case filed
15 in Florida and another case filed in Michigan, that
16 would be new information to you?

17 A. I don't recall all the details of the case.

18 Q. So as we sit here today, your understanding is that
19 we're here about jurisdiction.

20 Is it your understanding that we're here
21 about jurisdiction of a Florida case, of a Michigan
22 case, or both?

23 A. Florida.

24 Q. And it's your understanding that the jurisdictional
25 dispute concerns only the Florida case, correct?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
23

1 A. Yes.

2 Q. What do you understand FTX to be?

3 A. I'm not sure what you mean by that.

4 Q. Let's take a step back. I'll lay a little more
5 foundation here.

6 At some point after your graduated from law
7 school, you entered into a sponsorship agreement with
8 FTX; is that correct?

9 A. No.

10 Q. At some point after law school, you entered into an
11 agreement with Creators Agency, whereby you agreed to
12 provide certain services relating to FTX; is that
13 correct?

14 A. No.

15 Q. Do you have any relationship with FTX?

16 A. No.

17 Q. Have you ever provided sponsorship services to FTX?

18 A. No.

19 Q. Bear with me for a moment.

20 Has any entity you own or control ever been
21 sponsored by FTX?

22 A. No.

23 MS. ALEXANDER: I am going to pull up and
24 mark as Exhibit 1 a screenshot from your YouTube
25 channel, and you will see it on the screen shortly.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
24

1 (Exhibit #1, YouTube Channel Screenshot,
2 was marked for identification.)

3 BY MS. ALEXANDER:

4 Q. Mr. Singh, do you see a YouTube screen appearing on
5 your Zoom window?

6 A. I do.

7 Q. And what YouTube channel is this from?

8 A. Minority Mindset.

9 Q. And who is the person appearing in this YouTube video
10 in the frame currently captured?

11 A. That's me.

12 Q. Is this Minority Mindset YouTube channel one of your
13 businesses?

14 A. Can you specify what you mean by that?

15 Q. Do you own and/or control the Minority Mindset YouTube
16 account?

17 A. I do, yes.

18 Q. And how would you -- would you refer to it as a
19 business, as a personal brand, or otherwise?

20 A. I'm not sure what you mean by that.

21 Q. I'm trying to get on the same page with you about
22 language so that we don't have to go around in circles
23 on some of these.

24 So do you consider this to be a business
25 you run, do you consider this to be personal YouTube

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
25

1 channel? I want to use the language when I refer to
2 it that you would use to refer to it.

3 A. I'm not really sure.

4 Q. Okay.

5 I will call it by its name then, the
6 Minority Mindset YouTube channel.

7 A. Sure.

8 Q. So below this video, there's a gray shaded box that
9 shows a number of views, a date, and then there are
10 two lines of text at the top. The second line reads,
11 "This is an advertisement. Minority Mindset a paid
12 partner with FTX."

13 Do you see that?

14 A. I do.

15 Q. Didn't you just tell me that you had no sponsorship or
16 other relationship with FTX?

17 A. Yes.

18 Q. How can that be true?

19 A. My relationships were contracts with FTX US.

20 Q. So, I see.

21 So what you are taking issue with in my
22 statement is that I did not specify FTX US versus
23 ftx.com; is that correct?

24 A. Yes.

25 MS. ALEXANDER: So I'm going to take

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
26

Exhibit 1 down.

MR. ACHO: We do object to this exhibit and any other exhibits that were not previously provided and marked.

MS. ALEXANDER: Understood.

BY MS. ALEXANDER:

Q. So let's go back.

You had a relationship with FTX US, correct?

A. Yes.

Q. When did you first have the relationship with FTX US?

A. Can you define what you mean by relationship?

Q. I'm using it in the broadest sense of the word, an agreement to provide some service to FTX US, whether directly or through an agent or intermediary.

A. I don't recall exactly when.

Q. Do you recall the year?

A. I believe 2022.

Q. Did your relationship with FTX US end in 2022 or continue on towards the present?

A. I believe it ended in 2022.

Q. And did you have a formal written agreement with FTX US?

A. I don't recall.

Q. Let's talk a little bit more about your relationship

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
27

1 with FTX.

2 Who at FTX did you --

3 MR. ACHO: I'm going to object. I'm going
4 to object, mischaracterization.

5 BY MS. ALEXANDER:

6 Q. Who at FTX did you speak with during 2022?

7 A. Nobody.

8 Q. If you didn't speak with anyone at FTX US, who was the
9 agent or intermediary that spoke with FTX on your
10 behalf?

11 A. Creators Agency.

12 Q. And who is Creators Agency?

13 A. I'm not sure what you mean by that.

14 Q. What function does Creators Agency serve for you?

15 A. Can you be more specific?

16 Q. Do you have a contract with Creators Agency?

17 A. I'm not sure.

18 Q. What is your relationship with Creators Agency?

19 A. Again, can you be a little more specific, please. I'm
20 sorry, I'm not fully understanding what you're asking
21 from me.

22 Q. Sure.

23 Is it food service, is it -- does it clean
24 your apartment? What general category of business is
25 Creators Agency, and what does it do for you?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
28

1 A. I think there's a couple questions there. Could you
2 specify exactly what you're asking from me?

3 Q. I want to know what Creators Agency does, provides --
4 what services Creators Agency provides to you and your
5 YouTube channel that we were just looking at.

6 A. I don't want to speculate on what Creators Agency does
7 as an entity. However, for me as a YouTube channel,
8 they have brought potential sponsors or advertisers to
9 me.

10 Q. So they serve as your agent in sourcing advertisers
11 for your channel; is that an accurate statement?

12 A. I'm not sure what you mean by "agent".

13 Q. They source advertising deals on your behalf; is that
14 accurate?

15 A. When you say "on my behalf", I don't want to
16 misinterpret what you're saying. I apologize if I'm
17 being very crass --

18 Q. No.

19 A. -- when you ask questions, but I'm not sure what you
20 mean exactly by "on my behalf". Sorry again.

21 Q. Let me try to rephrase.

22 A. Sure.

23 Q. They speak with advertisers and then inform you of
24 potential advertising opportunities; is that accurate?

25 A. Yes. Thank you.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
29

1 Q. Great. Sure.

2 We -- you should continue to do that. It's
3 important that we completely understand each other
4 here today.

5 A. I appreciate your understanding.

6 Q. Did Creators Agency source FTX for your YouTube
7 channel?

8 A. FTX US.

9 Q. Thank you. Yes.

10 Who at Creators Agency reached out to you
11 about the FTX US opportunity?

12 A. I believe Apple Crider.

13 Q. Where is Creators Agency located?

14 A. I'm not sure.

15 Q. Where is Apple Crider located?

16 A. I'm not sure.

17 Q. During your relationship with Creators Agency, did you
18 speak with or correspond with anyone other than Apple
19 Crider?

20 A. I believe so, yes.

21 Q. Who do you recall?

22 A. I don't remember off the top of my head, but I believe
23 there was somebody else who may have been involved in
24 the e-mails, but I don't really remember.

25 Q. During 2022 when you had a relationship with FTX US,

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
30

1 where did you understand FTX US to be located?

2 A. I'm not sure. I don't recall.

3 Q. And you previously stated that you never spoke with
4 anyone who worked for FTX US; is that correct?

5 A. In 2022?

6 Q. Yes.

7 A. Yeah, correct.

8 Q. Pursuant to the agreement that Creators Agency made
9 with FTX for you -- FTX US for you, what services did
10 you agree to provide to FTX US?

11 A. Sorry, could you repeat the question?

12 Q. Sure.

13 Pursuant to the agreement that Creators
14 Agency made with FTX (sic) on your behalf, what
15 services did you agree to provide for FTX US?

16 A. If I'm understanding your question, I believe
17 advertising services.

18 Q. The advertising services that you agreed to provide to
19 FTX US, what platform did you agree to use for the
20 provision of those services?

21 A. YouTube.

22 Q. Did you, indeed, provide the services that you agreed
23 to in the contract on YouTube for the duration of your
24 agreement with FTX?

25 A. Sorry, would you mind specifying what you're asking

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
31

1 from me exactly?

2 Q. Sure.

3 In short, I'm asking whether you did
4 everything you agreed to do under the contract.

5 A. I don't know. I can't recall the terms of the
6 contract.

7 Q. Whose responsibility was it to make sure that you
8 fulfilled your part of the agreement with FTX?

9 MR. ACHO: Objection, mischaracterization.

10 WITNESS: Sorry, could you repeat your
11 question?

12 MS. ALEXANDER: Sure.

13 BY MS. ALEXANDER:

14 Q. Whose responsibility was it to ensure that the
15 advertisements you agreed to provide to FTX were,
16 indeed, provided?

17 MR. ACHO: Objection, mischaracterization
18 again. If you just correct your questions,
19 Ms. Alexander, I wouldn't have to object.

20 WITNESS: I'm sorry, I'm just not fully
21 understanding what you mean by that.

22 MR. ACHO: Ms. Alexander is ignoring what I
23 just told her.

24 MS. ALEXANDER: I don't need speaking
25 objections on the record please, Mr. Acho.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
32

1 MR. ACHO: Ms. Alexander, if you keep
2 misstating what my client said, then I have to keep
3 objecting, and I really don't want to do that.

4 BY MS. ALEXANDER:

5 Q. What I am trying to understand, Mr. Singh, is what
6 role Creators Agency played in determining when you
7 created an advertisement for FTX?

8 MR. ACHO: Objection, mischaracterization.

9 WITNESS: I can't speculate on what their
10 role is.

11 BY MS. ALEXANDER:

12 Q. Let's take a couple steps back and we'll walk through
13 it.

14 When -- in your relationship with FTX, did
15 you create more than one YouTube video?

16 MR. ACHO: Objection, mischaracterization
17 and lack of foundation.

18 WITNESS: So if we back up on your
19 question, I'm going to assume you mean FTX US?

20 MS. ALEXANDER: Yes.

21 WITNESS: Your question was, I'm sorry, one
22 more time.

23 MS. ALEXANDER: Let me restate.

24 BY MS. ALEXANDER:

25 Q. You have previously testified that your relationship

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
33

1 with FTX concerned the creation of YouTube videos --

2 MR. ACHO: Objection, mischaracterization,
3 lack of foundation.

4 MS. ALEXANDER: Please let me finish my
5 question before you lodge your objection.

6 MR. ACHO: Okay. But can you just correct
7 yourself so we don't have to go through this exercise
8 for no reason? Say it correctly, FTX US. He's never
9 said FTX. You're doing this intentionally, and I
10 don't appreciate that.

11 MS. ALEXANDER: I don't appreciate your
12 insinuations, I don't appreciate your interruptions,
13 and I don't appreciate you alleging that I'm doing
14 something intentionally.

15 MR. ACHO: Then why are you doing it, then?
16 Why are you doing it when he said to you multiple
17 times FTX US? Can't you just --

18 MS. ALEXANDER: Let's end this colloquy so
19 I can get back to my deposition, please.

20 MR. ACHO: If you do it correctly.
21 Otherwise, I have keep objecting because you won't
22 correct your question. This is on the record.

23 MS. ALEXANDER: Okay. That's -- why don't
24 I put on the record any time today that I
25 unintentionally refer to FTX, I am always referring to

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
34

1 FTX US.

2 MR. ACHO: Thank you.

3 MS. ALEXANDER: I have no -- I have no
4 questions today that will specifically differentiate
5 FTX International. So any reference today to FTX is
6 to FTX US.

7 MR. ACHO: Good. Then --

8 MS. ALEXANDER: Let's move on.

9 MR. ACHO: -- then I don't have to object.

10 BY MS. ALEXANDER:

11 Q. So what I would like to understand is your
12 relationship with Creators Agency --

13 A. Uh-huh.

14 Q. -- and how that relates to you fulfilling your
15 obligations to FTX US.

16 So let me lay the foundation here. You've
17 previously testified that in your agreement with FTX,
18 you created advertisements and that they were to be
19 posted on YouTube; is that correct?

20 A. Yes.

21 Q. How many, approximately, advertisements did you create
22 during your relationship with FTX US?

23 A. I'm not sure.

24 Q. More or less than five?

25 A. I don't recall how many there were.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
35

1 Q. During your relationship with FTX US, did you decide
2 when to post an advertisement, or did a direction come
3 to you from Creators Agency to do so?

4 A. I'm not sure what you mean exactly by that, sorry.

5 Q. Did Creators Agency or Apple Crider at Creators Agency
6 tell you when you needed to create an advertisement
7 for FTX US?

8 A. I'm not sure.

9 Q. How frequently did you correspond with Creators Agency
10 during 2022?

11 A. I'm not sure.

12 Q. Did Creators Agency dictate the content of your FTX
13 advertisements?

14 A. Can you tell me what you mean by that?

15 Q. Did Creators Agency provide content or talking points
16 for you to use in creating the advertisements that you
17 made for FTX US?

18 A. I was given talking points, yes.

19 Q. And did you, in fact, use those talking points when
20 creating advertisements for FTX US?

21 A. I don't remember what I did or didn't do when I was
22 creating the advertisements.

23 Q. Do you recall who, if anyone, needed to approve your
24 advertisements for FTX before the videos went live?

25 A. I don't recall who, no.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
36

1 Q. Did anyone need to approve your videos advertising FTX
2 US before it went live?

3 A. I'm not sure if they needed to approve it.

4 Q. In practice, did you submit your advertisements to
5 anyone before they went live?

6 A. I believe we did, but I don't recall how many or which
7 ones.

8 Q. Do you know any other individual creators who are
9 represented by Creators Agency?

10 A. What do you mean by that?

11 Q. Are you aware of any other content creators who are --
12 who have deals, advertising deals sourced for them by
13 Creators Agency?

14 A. I'm not sure.

15 Q. Are you aware of any other content creators who had
16 deals with FTX US?

17 A. I'm not sure.

18 Q. Did you ever do a joint advertisement or joint
19 promotion with another advertiser for FTX US?

20 A. No.

21 Q. Have you ever met Erika Kullberg?

22 A. Yes.

23 Q. In what context have you met Erika Kullberg?

24 A. What do you mean by that?

25 Q. How do you know her?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
37

1 A. I'm not sure how I know her.

2 Q. When did you first meet her?

3 A. Again, I'm sorry if I'm being rude, but can you define
4 what you mean by that?

5 Q. You told me that you know who Erika Kullberg is, that
6 you know her.

7 A. Yes.

8 Q. From where do you know her?

9 A. From where, as in --

10 Q. Did you -- is she a college classmate, do you watch
11 her YouTube channel? In what context are you aware of
12 her existing?

13 A. I'm not sure how I first got to know Erika.

14 Q. How do you know her now?

15 A. What do you mean by that?

16 Q. Is she a friend, is she a colleague, is she an
17 employer of yours?

18 I'm looking for a general understanding of
19 how you know her.

20 A. She makes content on the Internet, as far as I know.
21 I know her from there. I mean, I don't know how her
22 and I met or when that was, if that's the question
23 that you're asking me. I don't know how --

24 Q. That's fine.

25 MR. ACHO: Counsel, you're going far afield

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
38

1 now. What his relationship with Erika Kullberg has to
2 do with jurisdiction in Florida, I've tolerated these
3 questions, but, you know, you got to start moving on.
4 This is not what the Court ordered.

5 I'm looking at that Court order, and it
6 talks about agreements with FTX, okay, or those
7 dealing with FTX, but dealing with Florida, so please
8 move on.

9 BY MS. ALEXANDER:

10 Q. Do you know Erika Kullberg in her capacity as the
11 co-founder of Creators Agency?

12 A. What do you mean by that?

13 Q. In connection with your work and your relationship
14 with Creators Agency, have you worked with Erika
15 Kullberg?

16 A. No.

17 Q. Let's talk about your Minority Mindset YouTube
18 channel.

19 Where do you typically film those videos
20 from?

21 A. My office.

22 Q. Where is your office located?

23 A. Michigan.

24 Q. Have you ever had occasions to film a video for your
25 site in a location outside of the State of Michigan?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
39

1 A. Yes.

2 Q. In what states were those?

3 A. I can't recall exactly all of them.

4 Q. Do you recall if you filmed any videos where you put a
5 promotion for FTX US outside the State of Michigan?

6 A. I don't remember.

7 Q. During 2022, do you recall if you filmed any videos
8 for your channel outside of the State of Michigan?

9 A. I don't remember.

10 Q. Do you recall appearing as a guest on Erika Kullberg's
11 podcast?

12 A. Yes.

13 Q. Where was that filmed?

14 A. New York.

15 Q. Apart from that podcast episode and videos posted to
16 your YouTube channel, did you appear in any other FTX
17 US advertisements or promotions during your deal with
18 FTX US in 2022?

19 A. Could you repeat that question one more time?

20 Q. Sure.

21 Apart from what we've already spoken about,
22 videos on your YouTube channel and the podcast you
23 filmed with Erika, during your relationship with FTX
24 US in 2022, did you film any other advertisements for
25 FTX US?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
40

1 A. Can we clarify one part?

2 Q. Yes.

3 A. You said the podcast with me and Erika. What
4 promotions? I'm not understanding what you're talking
5 about there.

6 Q. I'm removing that from the question.

7 So I'm asking what other advertisements, if
8 any, you did for FTX US excluding your Minority
9 Mindset YouTube channel and the podcast episode where
10 you were a guest of Erika's?

11 A. Again, I'm not sure what you mean by the podcast
12 episode. That was not my podcast, so I don't know
13 what that means.

14 Q. Let's forget that entirely.

15 Apart from videos you posted on your
16 Minority Mindset YouTube channel, did you have any
17 other FTX US promotions during your agreement with
18 them?

19 A. No.

20 Q. Did you ever make an in-person appearance on behalf of
21 FTX US?

22 A. No.

23 MR. ACHO: Can we take a five-minute break,
24 please, if you don't mind?

25 MS. ALEXANDER: Sure.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
41

1 Let's -- let's come back at 3:10.

2 VIDEOGRAPHER: One moment, please.

3 We're going off the record. The time is
4 3:01.

5 (Off the record 3:01 p.m.)

6 (Back on the record 3:10 p.m.)

7 VIDEOGRAPHER: We're back on the record.
8 The time is 3:10.

9 BY MS. ALEXANDER:

10 Q. Mr. Singh, did you speak with anyone about your
11 testimony while we were out on break?

12 A. No, I did not.

13 Q. So circling back to where started, we all understand
14 that we're here today to talk about jurisdiction, and
15 Plaintiffs here have a few different theories about
16 jurisdiction. I'm going to walk through some
17 questions that support each of those theories in turn.

18 Do you have an understanding of what
19 general jurisdiction is?

20 A. No.

21 Q. Do you have an understanding of what specific
22 jurisdiction is?

23 A. No.

24 Q. Do you have an understanding of what civil conspiracy
25 jurisdiction is?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
42

1 A. No.

2 Q. In a motion to the Court, your counsel wrote that,
3 None of the YouTube Defendants operate any business in
4 Florida or direct any commerce into Florida.

5 Is that an accurate statement?

6 A. I'm not going to speak on behalf of what my counsels
7 do.

8 Q. Let's talk about facts, though, because it's a
9 statement about you.

10 So as it pertains to you, do you operate
11 any businesses in Florida?

12 A. No.

13 Q. Do you direct any commerce into Florida?

14 A. What do you mean by that?

15 Q. I'm using language from your filing. You don't have
16 an understanding of what that language means?

17 A. No.

18 Q. Okay. We will come back to it.

19 MS. ALEXANDER: I am going to show you an
20 exhibit which I'm going to mark as Exhibit 2.

21 (Exhibit #2, Declaration, was marked for
22 identification.)

23 MS. ALEXANDER: I'm going to scroll to the
24 end of the document and back up to the top.

25 BY MS. ALEXANDER:

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
43

1 Q. Do you recognize this document?

2 A. I don't remember what it is, no, but I do understand
3 that my name is on it and that I've signed this.

4 Q. Great.

5 So reading from the top, it says below the
6 title: I, Jaspreet Singh, hereby declare the
7 following is true and correct to the best of my
8 knowledge.

9 Do you see that?

10 A. Yes.

11 Q. And it is signed at the bottom, correct?

12 A. Yes.

13 Q. And that is your signature?

14 A. Yes.

15 Q. Great.

16 So I will represent to you this declaration
17 was submitted to the Court by your counsel. We're
18 going to talk about a few of the sentences that you
19 have in here so that I can explore a little bit around
20 the declarations you've made, so I'd like to start
21 with sentence three.

22 At all relevant hereto, I have been a
23 citizen of the state of Michigan and have resided in
24 Detroit, Michigan.

25 Do you see that?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
44

1 A. Yes.

2 Q. When you say "at all relevant times", what time period
3 are you referencing here?

4 A. I'm not sure.

5 Q. For purposes of my questions, let's assume that the
6 year 2022 is the relevant time, since you've
7 previously testified that your relationship with FTX
8 US was contained within the year of 2022.

9 Is that fair?

10 A. Sure.

11 Q. If we take the year 2022 to be the relevant time, is
12 sentence three accurate?

13 A. Yes.

14 Q. During the year 2022, did you travel to the State of
15 Florida for any reason?

16 A. I don't believe so, no.

17 Q. Do you have any businesses licensed in Florida?

18 A. No.

19 Q. Do you have any personal licenses in the State of
20 Florida, such as a driver's license, a boating
21 license, a bar license, or otherwise?

22 A. I do not, no.

23 Q. Great.

24 I am going to take this document down,
25 although we will be back to it.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
45

1 And I'm going to mark the next document as
2 Exhibit 3.

3 (Exhibit #3, Jurisdictional
4 Interrogatories, was marked for identification.)

5 MS. ALEXANDER: This document is titled
6 Defendant Jaspreet Singh's Answers and Objections to
7 Plaintiff's Jurisdictional Interrogatories.

8 BY MS. ALEXANDER:

9 Q. Do you see that document?

10 A. Yes, I do. Thank you.

11 Q. Do you remember seeing this document before today?

12 A. Would you mind scrolling down?

13 Q. Of course.

14 A. Yes, I do remember seeing this, but I would like to
15 see the bottom just to confirm.

16 Q. Sure.

17 A. Thank you very much. Yes, I do remember seeing this.

18 Q. Terrific.

19 I'm going to scroll up and show you the
20 verification page. Is that your signature?

21 A. Yes, that is.

22 Q. Terrific.

23 So I'm going to turn to interrogatory
24 number seven. The question posed was: State each
25 occasion in which you traveled to Florida and the

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
46

1 purposes and dates of such travel.

2 And the answer reads: Defendant Singh's
3 only trips to Florida have been personal trips related
4 to vacations only. Defendant Singh's last trip to
5 Florida was to Miami, Boca Raton, and Orlando in
6 December 2021.

7 As we sit here today, is that statement
8 accurate?

9 A. I believe so, yes.

10 Q. In December 2021, you were not yet working with FTX
11 US; is that correct?

12 A. I believe so, yes.

13 Q. In connection with your advertising work for FTX US,
14 have you ever been asked to travel?

15 A. I don't recall.

16 Q. Have you ever attended a conference where a
17 representative of FTX US was present?

18 A. I don't recall.

19 MS. ALEXANDER: I'm going to take this down
20 and I'm going to go back to Exhibit 2.

21 BY MS. ALEXANDER:

22 Q. Can you see Exhibit 2, Jaspreet?

23 A. Yes, I can. Thank you.

24 Q. Great.

25 Paragraph four says: I have never lived in

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
47

1 Florida.

2 Is that an accurate statement?

3 A. Yes, it is.

4 Q. Paragraph five says: I do not operate any business in
5 Florida, nor have I ever.

6 Is that an accurate statement?

7 A. Yes, it is.

8 Q. Can you name the businesses that you operated during
9 the year of 2022?

10 A. Can you specify what you mean by that?

11 Q. Can you list any business that you owned, controlled,
12 operated, during the year 2022?

13 A. Sure. Minority Mindset, LLC; Briefs Media, LLC, which
14 I believe had the name Market Briefs, LLC prior. We
15 did a name change. I had a handful of real estate
16 holding companies. Do you need me to name those?

17 Q. We can leave it at that for now. I'll come back.

18 So there's two companies, there's real
19 estate holding companies. Is this anything else?

20 A. Not that I can recall.

21 Q. Good.

22 So let's talk about them in turn.

23 Let's start with Minority Mindset, LLC.

24 What state is that incorporated in?

25 A. Michigan.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
48

1 Q. And where is its principal place of business?

2 A. Michigan.

3 Q. Where is Briefs Media, LLC or its predecessor
4 incorporated?

5 A. Michigan.

6 Q. And where is its principal place of business?

7 A. Michigan.

8 Q. I'm going to take the real estate holding companies as
9 one. If the answer would differ for any of them,
10 please tell me and we can break them down.

11 A. Sure.

12 Q. Where are the real estate holding companies
13 incorporated?

14 A. Michigan.

15 Q. And where is their principal place of business?

16 A. Michigan.

17 Q. Was Market Insiders, Incorporated, in 2022, or did
18 that come later?

19 A. Oh, good question. I don't recall.

20 Q. Where is its principal place of business?

21 A. Michigan.

22 Q. And where was it incorporated?

23 A. Michigan -- I apologize about that. I don't know when
24 that was incorporated.

25 Q. That's fine.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
49

1 What about Buzz Legal, was that
2 incorporated in 2022 or later?

3 A. I also don't recall, I apologize. There's a lot of
4 entities.

5 Q. Sure.

6 A. I believe I know what you're going to ask, Michigan
7 and Michigan.

8 Q. Sure.

9 To your knowledge, do you own or control
10 any business that is not incorporated in Michigan?

11 A. No.

12 Q. And to your knowledge, do you own or control any
13 business that does not have its principal place of
14 business in Michigan?

15 A. No.

16 Q. Have any of these businesses ever caused you to travel
17 to Florida for work?

18 A. No.

19 Q. As I was looking at your website, I noticed that you
20 have a button that allows a user to submit an inquiry
21 to book you as a speaker for an event; is that
22 correct?

23 A. I haven't been on my website in a long time, but it
24 might be.

25 Q. Have you ever booked a private speaking engagement?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
50

1 A. What do you mean by that?

2 Q. Has someone ever hired you to speak in person or over
3 Zoom to a group of people?

4 A. Yes.

5 Q. To your knowledge, have you ever spoken to a group of
6 people who were located in Florida, regardless of
7 whether you were physically located in Florida or
8 appearing over Zoom?

9 A. No.

10 Q. And have you ever traveled to Florida to speak to a
11 group of people in such capacity?

12 A. No.

13 Q. When looking at your website, I noticed that you sell
14 certain goods, including T-shirts. Do you still do
15 that?

16 A. I don't know if that site is -- that e-commerce site
17 is still public or no.

18 MR. ACHO: Ms. Alexander, can you take this
19 down unless you're going to ask about it. It's
20 distracting for me.

21 MS. ALEXANDER: The document?

22 MR. ACHO: Yes, ma'am.

23 MS. ALEXANDER: Sure. I can put it back up
24 when we get back to it.

25 BY MS. ALEXANDER:

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
51

1 Q. What involvement did you have in the e-commerce aspect
2 of your website?

3 A. I'm not sure what you mean by that.

4 Q. Through -- as I stated previously, on your website
5 there is merchandise available for sale. Are you
6 aware of that?

7 A. Which website are you referring to?

8 Q. Minoritymindsetstore.com.

9 A. Okay.

10 Q. Are you aware that there's merchandise for sale on
11 that website?

12 A. I haven't seen that site in a very long time, so I
13 have no idea if that site is even still active.

14 Q. Was there a time when you actively ran and maintained
15 that site?

16 A. Can you specify what you mean by that?

17 Q. Was there a time when you, whether directly or through
18 an agent, were actively engaged in selling merchandise
19 through this e-commerce platform?

20 A. When you say "actively engaged", I'm not sure what
21 that means.

22 Q. Why don't you tell me about this e-commerce platform.
23 What do you recall about it?

24 A. There's merchandise that has some of my sayings.
25 Besides that, I really don't remember.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
52

1 Q. Do you recall in what year you opened the e-commerce
2 site?

3 A. I don't, I'm sorry.

4 Q. During the time when the e-commerce site was active,
5 did you receive orders yourself, or did they go to a
6 third-party fulfillment provider?

7 A. From my understanding, they went to a third-party
8 fulfillment provider.

9 Q. At no time did you have boxes of T-shirts and shipping
10 labels in your own house or apartment, correct?

11 A. That's correct.

12 Q. Did you, at any time, receive any data on the
13 identities or locations of the customers who purchased
14 from you through this e-commerce site?

15 A. No, I'm sorry.

16 Q. If you wanted to obtain that data, who would you ask?

17 A. I have no idea.

18 Q. Does a third party maintain your website?

19 A. I'm not sure what you mean by that.

20 Q. You still have a website, correct?

21 A. Which website do we know you're referring to?

22 Q. Minority Mindset?

23 A. Which domain? What URL?

24 Q. The minoritymindset.com.

25 A. Yes. What about that?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
53

1 Q. Do you conduct all maintenance on the website, or is
2 some of that work outsourced?

3 A. It is outsourced.

4 Q. Who is it outsourced to?

5 A. A web developer.

6 Q. Do you know the name of that web developer?

7 A. I would have to look it up.

8 Q. Would that person be the same person who maintained
9 minoritymindsetstore.com?

10 A. No.

11 Q. Do you know the name of the website developer who
12 maintained minoritymindsetstore.com?

13 A. No.

14 Q. Do you know the name of the party that fulfilled
15 orders placed through minoritymindsetstore.com?

16 A. From my recollection, we use Shopify and some
17 fulfillment site there. It might be Printful, but I
18 can't be sure.

19 Q. If you needed to know that information, where would
20 you look or who would you ask?

21 A. I would have to dig in myself.

22 Q. During the time minoritymindsetstore.com was
23 operational, did you receive any statistics regarding
24 the sales that were made, including but not limited
25 to, geographic statistics?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
54

1 A. No.

2 Q. Do you have any employees personally?

3 A. What do you mean by that?

4 Q. In connection with the work you did for FTX US, did
5 you pay or employ anyone to help you?

6 A. I'm sorry, maybe I'm not fully understanding. Could
7 you clarify what you mean by that?

8 Q. Sure. Let me give you an example.

9 Some content creators hire on an hourly or
10 per-day basis, camera people and scriptwriters,
11 after -- after-filming editors to put their videos
12 together.

13 So I want to understand, during 2022 in
14 relation to the videos you made for FTX US whether
15 anyone helped you create any of those videos.

16 A. Yes.

17 Q. Tell me who, and what -- in what capacity they helped
18 you.

19 A. Peter Dare. He was a video editor.

20 Q. Is he the only person who helped you?

21 A. As far as I can remember, yes.

22 Q. Where does Peter Dare reside?

23 A. Can you be a little more specific?

24 Q. During 2022, during the period of time when he helped
25 you with FTX US advertisements, where did he reside?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
55

1 A. Well, he's an employee who would come into the office.
2 I mean, I don't know besides that.

3 Q. He physically worked with you in Michigan?

4 A. We are or were hybrid, meaning he would come into the
5 office occasionally. Other days, he would not be in
6 the office. If he's not in the office, I don't know
7 where he is.

8 Q. Do you have an understanding of what state he worked
9 from during the days when he was not physically
10 present in the office with you?

11 A. I can't speculate. I don't know.

12 Q. During that time, where was your office located?

13 A. Michigan.

14 Q. Okay.

15 I'm going to put Exhibit 2 back up briefly.

16 And I'm now looking at paragraph six. It
17 says: I operate a YouTube channel, but I do not sell
18 any products or services related to securities or
19 financial instruments.

20 Did I read that correctly?

21 A. Yes. Thank you.

22 Q. Can you tell me in your own words what that sentence
23 means?

24 A. That I, Jaspreet Singh, operate a YouTube channel, but
25 I do not sell investments.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
56

1 Q. What products and services do you sell?

2 A. Can you be a little more specific on that?

3 Q. I'm looking at your language in paragraph six here
4 which characterizes what the products and services you
5 sell are not related to.

6 So I'm asking you to tell me what they are
7 related to. What is it that you produce or sell, if
8 anything?

9 A. Would you mind being a little more specific? Sorry.

10 Q. I don't know how to -- I don't want to put words in
11 your mouth since this language from a declaration that
12 you submitted to the Court under your signature.

13 I'm just looking for an understanding of
14 what, if any, products or services you sold during
15 2022.

16 A. I don't recall what we were selling in 2022.

17 Q. Can you give me an example of a product or services --
18 or service that you do recall selling at any period of
19 time?

20 MR. ACHO: I'm going to object. This again
21 goes way beyond the scope of the judge's order. I'm
22 cautioning you, if you don't start wrapping this up or
23 focusing on Florida, I'm going to start directing him
24 not to answer the questions because this question has
25 nothing to do at all with Florida.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
57

1 MS. ALEXANDER: I think you will struggle
2 to explain to the judge that a declaration that your
3 client submitted on this exact motion and my probing
4 the meaning of the words in that declaration as being
5 an inappropriate question.

6 MR. ACHO: You're not probing the words.
7 He went over it with you. You're probing something
8 else, what other services or what other products.
9 That has no connection to Florida unless you're going
10 to tie it in. Do you have evidence?

11 If you're going to introduce evidence about
12 him selling products and services in Florida, then go
13 ahead. I won't object, but if you're just asking
14 generalities, then that is a problem.

15 MS. ALEXANDER: Are you directing him not
16 to answer my question?

17 MR. ACHO: No. Go ahead. If he can answer
18 it, I'll let it go for now.

19 WITNESS: Would you mind repeating your
20 question for me, please? Thank you.

21 BY MS. ALEXANDER:

22 Q. Sure.

23 I am trying to understand what you mean in
24 paragraph six by products and services. It says
25 that you do not sell any products and services related

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
58

1 to securities or financial instruments.

2 In order to test whether I agree that what
3 you sell is not related to securities or financial
4 instruments, I have asked you to tell me what products
5 or services you sell.

6 I am specifically asking about 2022, but if
7 you don't recall anything from 2022, I will take
8 whatever example you do recall.

9 A. I don't recall from 2022, but in terms of the second
10 part of your question, other examples -- like I was
11 saying earlier, Briefs Media is my company, so we
12 publish financial news. We have a free newsletter
13 that people can join. It gives us a breakdown of
14 what's happening in the news, and then we also have a
15 paid version of that newsletter as well. We don't
16 give any financial advice. We cover what's happening
17 in the news.

18 Q. Okay. So let's start with that.

19 Briefs Media has free and paid newsletters,
20 correct?

21 A. Today, yes. In 2022, no.

22 Q. What did Briefs Media have in 2022?

23 A. I can't recall exactly.

24 Q. Then let's take -- let's take now so I can understand.

25 MR. ACHO: I will object to the questions

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
59

1 dealing with now.

2 I'll let it go for a little bit, but then
3 we're going to cut it off because it's not the
4 relative time period.

5 BY MS. ALEXANDER:

6 Q. Does Briefs Media obtain any geographical information
7 from individuals who sign up for its newsletter?

8 A. No.

9 Q. Are all newsletters transmitted electronically?

10 A. Yes.

11 Q. Does Briefs Media mail any content to its customer
12 through non-electronic means?

13 A. No.

14 Q. So earlier, we spoke about the companies you had in
15 2022, and we spoke about Minority Mindset, LLC.

16 In 2022, what products or services did
17 Minority Mindset, LLC sell?

18 A. I don't recall.

19 Q. What products or services does Minority Mindset, LLC
20 sell today?

21 A. I don't believe any.

22 Q. What about Market Insiders? What products or services
23 did Market Insiders sell on or about 2022?

24 A. I can't recall what Market Insiders was doing then.

25 Q. What products or services does Market Insiders sell

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
60

1 today?

2 A. None.

3 Q. What products or services did Buzz Legal sell in 2022?

4 A. We referred people who were looking for IP protection
5 to attorneys.

6 Q. And does Buzz Legal collect geographic information
7 about its customers in doing so?

8 A. I can't recall.

9 MS. ALEXANDER: I'm going to share what I'm
10 going to mark as Exhibit 4.

11 (Exhibit #4, Minority Mindset YouTube
12 Channel Screenshot, was marked for identification.)

13 BY MS. ALEXANDER:

14 Q. Do you recognize Exhibit 4?

15 A. Yes, I do. Thank you.

16 Q. What is it?

17 A. It looks like the Minority Mindset YouTube channel.

18 Q. How many subscribers does this screenshot say your
19 channel has?

20 A. 1.79 million.

21 Q. Does that number sound approximately right to you as
22 of present?

23 A. Yes.

24 Q. Do you recall approximately how many subscribers it
25 had in 2022?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
61

1 A. No.

2 Q. Do you know, by percentage or otherwise, how many of
3 those subscribers are located in Florida?

4 A. No.

5 Q. How would you go about getting that information if you
6 wanted it?

7 A. I have no idea.

8 Q. Have you ever used the analytics features within
9 YouTube?

10 A. Can you specify what you mean by that?

11 Q. Are you aware that YouTube channels have certain
12 analytic features which provide information to the
13 owner about the performance of the channel?

14 A. Yeah.

15 Q. Have you ever accessed analytic information for one or
16 more of your videos?

17 A. Can you be a little more specific, please? Sorry.

18 Q. What about that is unclear?

19 A. What do you mean again by analytics for a video?

20 Q. What I explained in my last question, any of the
21 features that YouTube provides to channel owners to
22 track statistics about their videos.

23 A. Can you define what you mean by "statistics"?

24 Q. I'm talking about information that YouTube channel
25 owners would be interested in. There is a great

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
62

1 variety provided by YouTube, including geographic
2 data.

3 A. I'm not sure.

4 Q. Could you repeat that, please?

5 A. I'm not sure.

6 Q. You're not sure if you have ever looked at geographic
7 data for one of your YouTube videos?

8 A. Yes.

9 Q. Would you know how to access that geographic data on
10 one of your videos today?

11 A. No.

12 Q. Has Creators Agency ever provided you with any
13 geographic data about any of your videos or your
14 channel as a whole?

15 A. I don't believe so, no.

16 Q. Have you ever sought out or asked anyone for that
17 information?

18 A. As far as I can remember, no.

19 MS. ALEXANDER: I'm going to put up an
20 exhibit. I believe we will be marking this as Exhibit
21 5.

22 (Exhibit #5, Instagram Screenshot, was
23 marked for identification.)

24 BY MS. ALEXANDER:

25 Q. Do you recognize this screen capture?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
63

1 A. I think so.

2 Q. And what platform do you believe this is from?

3 A. Instagram.

4 Q. Is this your Instagram account?

5 A. Yes.

6 Q. And how many followers does this say you have at
7 present?

8 A. 890,000.

9 Q. Do you recall approximately how many you had in 2002?

10 A. No.

11 Q. Have you ever used Instagram's analytic features to
12 analyze any of your posts?

13 A. No.

14 Q. Do you know what geographic analytics are available to
15 you as a content creator on Instagram?

16 A. No.

17 Q. Would you know, sitting here today, how to access any
18 of those features?

19 A. No.

20 MS. ALEXANDER: I'm now going to share what
21 we will be marking as Exhibit 6.

22 (Exhibit #6, Minority Mindset Facebook
23 Page, was marked for identification.)

24 BY MS. ALEXANDER:

25 Q. While I'm doing that, have you ever heard the term

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FTX Cryptocurrency Exchange

February 01, 2024
64

1 Meta Business Suite before?

2 A. It sounds like the business back end for Facebook's
3 platform, Meta.

4 Q. Have you ever used it?

5 A. I'm not sure.

6 Q. Okay.

7 Exhibit 6, do you recognize anything I'm
8 showing on the screen?

9 A. It looks like the Facebook page for Minority Mindset.

10 Q. Is this your account?

11 A. The Minority Mindset account, yes.

12 Q. And how many followers does this say it has at
13 present?

14 A. 144,000 versus likes, I'm not sure which one you're
15 referring to.

16 Q. And how many likes?

17 A. 72,000.

18 Q. Do you recall how many approximately you had in 2022?

19 A. No.

20 Q. Have you ever looked at Facebook's post analytics?

21 A. No.

22 Q. Would you know how to access geographic analytic data
23 about your Facebook posts sitting here today?

24 A. No.

25 Q. So we've now looked at YouTube, which we've also

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
65

1 spoken about a fair bit, as well as Instagram and
2 Facebook.

3 When we originally spoke, you didn't
4 mention posting advertisements on Instagram and
5 Facebook.

6 Could you tell me how you used Instagram
7 and Facebook insofar as it connects to the
8 advertisements you did for FTX US?

9 A. I think I understand your question, but maybe if you
10 can just repeat it one more time so I can make sure I
11 understand it properly.

12 Q. Sure.

13 We spoke about how used your YouTube
14 channel to promote advertisements for FTX US, but
15 we've not previously spoken about your Facebook and
16 Instagram accounts.

17 So I'm wondering how or to what extent you
18 used your Facebook and Instagram accounts in
19 connection with the advertisements that you created
20 for FTX US?

21 A. I'm not sure there was any.

22 Q. Was it your normal practice to cross-share videos you
23 posted on YouTube to other social media platforms?

24 A. From my recollection on Instagram, no.

25 On Facebook, that one, we did publish the

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
66

1 YouTube URL on Facebook, but I don't know during what
2 time period, and I don't know if we're still doing
3 that, so I don't recall exactly when we started, when
4 we stopped, but from my recollection, we posted the
5 URL on Facebook only.

6 Q. When you say "we", who are you referring to?

7 A. The Minority Mindset team.

8 Q. Who was on the Minority Mindset team in 2022?

9 MR. ACHO: I'm going to object. Again,
10 this is well beyond the scope of the magistrate
11 judge's order. I'll let it go for a little bit, but
12 we need to start wrapping this up.

13 BY MS. ALEXANDER:

14 Q. Please continue.

15 A. It was me?

16 Q. Yes, please.

17 A. Peter Dare, and I don't know who else was involved in
18 2022, but I had a virtual assistant as well who would
19 help with the social media posts.

20 Q. Where was that virtual assistant located?

21 A. Philippines.

22 Q. Great.

23 MS. ALEXANDER: Let's go ahead and take a
24 short break. Let's come back at 4:10.

25 MR. ACHO: Let me ask you, how much longer

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
67

1 do you have? You would have an estimate.

2 MS. ALEXANDER: An hour, maybe a little
3 more.

4 MR. ACHO: That's ridiculous.

5 I have to tell you, we're going to start
6 directing him not to answer if you keep doing this
7 sort of thing. Who's a member of Minority Mindset has
8 nothing to do with Florida. You're just prolonging
9 this and this is harassing my client, okay?

10 MS. ALEXANDER: I, obviously, disagree with
11 you.

12 MR. ACHO: No. I'm only going to -- I'm
13 only going to stake it a little bit longer, not much
14 more. Please understand that.

15 MS. ALEXANDER: Let's go off the record,
16 please.

17 VIDEOGRAPHER: Off the record, the time is
18 4:02.

19 (Off the record at 4:02 p.m.)

20 (Back on the record at 4:12 p.m.)

21 VIDEOGRAPHER: We are now back on record.
22 The time is 4:12.

23 MS. ALEXANDER: Mr. Singh, I'm going to put
24 up an exhibit which we are going to mark as Exhibit 7.

25 (Exhibit #7, X Platform Screenshot, was

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
68

1 marked for identification.)

2 BY MS. ALEXANDER:

3 Q. Do you recognize this?

4 A. I'm not sure what platform this is.

5 Q. Do you see a logo in the upper left-hand corner of
6 your screen?

7 A. Oh, I was looking at the gear. Yes.

8 Q. What logo is that?

9 A. It looks like X.

10 Q. X, formally known as Twitter?

11 A. Yes.

12 Q. And is this your account?

13 A. I believe so.

14 Q. How many followers does it currently have?

15 A. 18.2 thousand.

16 Q. Have you ever looked at geographic analytics for this
17 X account?

18 A. No.

19 Q. Would you know how to access those analytics if I
20 asked you to do so here today?

21 A. No.

22 Q. Do you recall posting any FTX US advertisements on X?

23 A. No.

24 Q. So for all the social media accounts we've talked
25 about so far, do you use a third-party media

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
69

1 management company?

2 A. Can you define what you mean by that?

3 Q. Does anyone, other than yourself or individuals that
4 you previously told me were on the Minority Mindset
5 team, post content or analyze performance?

6 A. Besides my team, whatever they use, no, I don't
7 believe we worked with any third party.

8 Q. You said, "Besides your team and whatever they use".

9 Does your team at Minority Mindset analyze
10 how your videos and advertisements are performing?

11 A. I'm not sure.

12 Q. As a content creator, how do you decide if a
13 particular video was successful or not successful?

14 A. I'm not sure.

15 Q. Do you have -- strike that.

16 Does Minority Mindset earn income based on
17 the success of its videos?

18 A. Can you specify what you mean by that?

19 Q. What part of that wasn't clear?

20 A. Success, what do you mean by that?

21 Q. So, typically, someone might look at something like
22 number of views to decide if a video was successful.
23 Someone might use one of these analytics features that
24 we've been talking about to determine if they're
25 reaching a particular audience. Metrics like how long

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
70

1 an individual user is on your video engaging with your
2 content.

3 So I'm asking, since what you've told me is
4 you don't use or know how to access most of the
5 analytics features that these sites offer to you, how
6 it is that your team determines whether a particular
7 video is successful?

8 A. We don't determine if the video is successful.

9 Q. What do you mean by that?

10 A. You're asking how do we determine if a video is
11 successful; is that correct?

12 Q. Yes.

13 A. We don't do that.

14 Q. So the number of views a video gets is not relevant to
15 you or your team at Minority Mindset?

16 A. That's correct.

17 Q. And you don't earn income off of your videos based on
18 any particular metric, like number of views?

19 A. There's a couple questions there. Can you specify
20 what you're asking me?

21 Q. So my question there is whether you earned income
22 based on a metric of success like number of views.

23 A. I'm not sure how we are compensated, if that's the
24 question you're asking me.

25 MR. ACHO: I'm going to object to this line

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
71

1 of questioning once again. There's no connection to
2 Florida whatsoever, none, and no attempt to connect
3 it.

4 MS. ALEXANDER: I'm working to get there.

5 MR. ACHO: Well, try to do it quicker then.

6 MS. ALEXANDER: I don't appreciate the
7 lectures, the threats, the speaking objections. You
8 can lodge an objection and we can move on.

9 MR. ACHO: There's no threat to you, ma'am.
10 There's no threat. You're asking questions that have
11 no bearing on what the magistrate ordered. I've
12 tolerated it. I haven't threatened you. Please don't
13 say that again.

14 BY MS. ALEXANDER:

15 Q. Mr. Singh, we've been talking analytics. We've spent
16 a lot of time talking about the geographic analytics
17 that are available to you through each of these social
18 media services. What I've started probing is whether
19 your team uses an outside analytic service that
20 analyzes your accounts for you, whether that is a
21 piece of software or a human --

22 MR. ACHO: Finish, finish, sorry.

23 BY MS. ALEXANDER:

24 Q. So we have started down the road of figuring out who
25 or what you use that might also have geographic

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
72

1 analytics.

2 MR. ACHO: I'm going to object to lack of
3 foundation.

4 There's not been one shred of testimony as
5 to analytics with this witness, none, other than the
6 attorney questioning her -- him.

7 No foundation. That's my objection.

8 MS. ALEXANDER: You are free to lodge your
9 objection.

10 BY MS. ALEXANDER:

11 Q. Mr. Singh, which -- strike that.

12 The Minority Mindset team, does it rely on
13 any analytics provider, whether it be a third-party
14 organization or a piece of software?

15 A. No.

16 Q. So across all of the social media platforms we've
17 looked at, do you have any understanding of what
18 percentage of your viewers are within the State of
19 Florida?

20 A. Not at all.

21 Q. And you have no -- strike that.

22 You don't have any analytical data
23 currently within your possession that would allow you
24 to determine that, to your knowledge?

25 A. That's correct.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
73

1 Q. Did FTX US or Creators Agency ever ask you to restrict
2 your content from reaching individuals in Florida?

3 A. No, ma'am.

4 Q. Have you ever been asked to erect geofences or geotags
5 or any other web-traffic-limiting service with regards
6 to any content you posted?

7 A. No.

8 MS. ALEXANDER: Let's put up -- yeah, let's
9 put up an exhibit. This will be -- this will be
10 Exhibit 8.

11 (Exhibit #8, Discussion Board Community,
12 was marked for identification.)

13 BY MS. ALEXANDER:

14 Q. Do you recognize this page?

15 A. It's not something I've accessed. It looks like a
16 community.

17 Q. Do you control this community?

18 A. Can you tell me what you mean by that?

19 Q. Did you create this community?

20 A. No.

21 Q. Do you know who did?

22 A. Not off the top of my head, no.

23 Q. Do you participate in this community?

24 A. No.

25 Q. What, if any, connection does that community have to

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
74

1 you, Minority Mindset, or your other businesses?

2 A. I'm not really sure what you mean by that.

3 Q. What's unclear?

4 A. The entire question. What do you mean?

5 Q. I'd like to know whether -- what I understand to be a
6 discussion board community here of which I'm showing
7 the login page has any connection to you, Minority
8 Mindset, or any of your other businesses?

9 A. I have no idea of how to answer that question.

10 I'm sorry if I'm coming off as rude. I
11 just -- I really don't know. I don't know how I would
12 answer the question.

13 Q. What can you tell me about this community?

14 A. It's called the Guac Talk community. I can tell you
15 what I see on this page. Beyond that, I know nothing
16 about it.

17 Q. You have never participated or been into this
18 discussion board?

19 A. I don't believe that I have, no, at least as far as I
20 can remember.

21 Q. Okay. Let's talk about your website.

22 MS. ALEXANDER: I believe we're now up to
23 Exhibit 9.

24 (Exhibit #9, minoritymindset.com Screenshot
25 was marked for identification.)

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
75

1 BY MS. ALEXANDER:

2 Q. Do you recognize what I'm showing on the screen?

3 A. It looks like the MinorityMindset.com.

4 Q. And is that your website?

5 A. It is a website that I control, yes.

6 Q. Are you solely responsible for controlling the
7 website?

8 A. What do you mean by that?

9 Q. Does someone in your Minority Mindset organization do
10 some of the work related to this website as well?

11 A. Yes.

12 Q. And who is that?

13 A. Well, we have a developer that I believe you mentioned
14 earlier, and then we have a tech person who also
15 manages the website.

16 Q. And do you also -- do you work with any outside
17 parties to manage this website?

18 A. The developer is an outside party.

19 Q. And who is the developer?

20 A. I would have to look up their name.

21 Q. If I scroll to the bottom of the landing page of your
22 website, all the way at the bottom, it says, Website
23 managed by Stallion Cognitive.

24 Does that refresh your recollection as to
25 who the web developer may be?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
76

1 A. Yes, it does.

2 Q. And who is it?

3 A. Stallion Cognitive.

4 Q. To the best of your knowledge, were they also
5 responsible for your website in 2022?

6 A. I don't remember.

7 Q. Did you maintain minoritymindset.com during the year
8 2022?

9 A. Yes.

10 Q. Did you post any of the advertisements you made for
11 FTX US during 2022 on your website?

12 A. No.

13 Q. Did you link to any YouTube videos you made
14 advertising FTX US on your website?

15 A. I don't recall doing that.

16 Q. What percentage of the web traffic on your website
17 comes from the State of Florida?

18 A. I have zero idea.

19 Q. Who would you ask if you wanted to know that?

20 A. I have no idea.

21 Q. Do you know if Stallion Cognitive provides that kind
22 of information?

23 A. No.

24 Q. Have they ever provided any type of statistics,
25 analytics, or performance information about your

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
77

1 website to you?

2 A. No.

3 Q. Do you know if they have provided any similar
4 information to anyone on the Minority Mindset team?

5 A. I don't believe they have, no.

6 Q. Have you ever spoken with Stallion Cognitive about
7 geographic targeting with regards to your website?

8 A. No.

9 Q. With regard to the videos that you posted on your
10 YouTube channel, have you removed, hidden, deleted, or
11 otherwise disabled any videos that you posted in 2022
12 in connection with your work for FTX US?

13 A. I'm not sure.

14 Q. How would you find that out?

15 A. I'm not sure.

16 Q. Do you know what it means to make a YouTube video
17 private?

18 A. Yes, I do.

19 Q. Have you ever made any of the advertisements that you
20 made for FTX US in 2022 private?

21 A. I don't know.

22 Q. Is there any way for you to find that information out?

23 A. Can you be a little more specific?

24 Q. If you wanted to know after this deposition whether
25 you had made FTX US videos private, do you know how to

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
78

1 do that?

2 A. I know how to see if a video is private, yes.

3 Q. During your time working with FTX US, did you have a
4 promo code?

5 A. I don't remember.

6 MS. ALEXANDER: I think we're up to Exhibit
7 10.

8 (Exhibit #10, YouTube Video Screenshot, was
9 marked for identification.)

10 BY MS. ALEXANDER:

11 Q. Do you see a screenshot from a YouTube video here?

12 A. Yes, I do.

13 Q. So this is a series -- to make it easier for everyone
14 rather than playing a video, we've taken a short
15 series of screen captures from one of your videos. I
16 believe there are four of them. This is the second,
17 this is the third, this is the fourth.

18 These appear to be advertisements for FTX
19 US; is that correct?

20 A. Yes.

21 Q. And in holding up your phone, are you talking about
22 the FTX app here?

23 A. I'm not sure what I'm talking about.

24 Q. Do you know what Blockfolio is?

25 A. No.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
79

1 Q. Do you have an understanding of whether Blockfolio is
2 affiliated with FTX?

3 A. No, I don't have a recollection of that.

4 Q. Do you have an understanding of where Blockfolio is
5 based?

6 A. No, I'm sorry.

7 Q. I believe we mentioned talking points earlier
8 regarding your videos. Do you recall that?

9 A. Yes, I do.

10 Q. Do you recall in the talking points that you received
11 from FTX any references to the State of Florida?

12 A. I do not.

13 MS. ALEXANDER: Let's mark this Exhibit 11.

14 (Exhibit #11, FTX US Talking Points, was
15 marked for identification.)

16 BY MS. ALEXANDER:

17 Q. Do you recognize this document?

18 A. Do you mind scrolling down, please?

19 Q. Sure.

20 A. Yeah, it looks like the talking points for FTX US.

21 Q. And at the bottom here, you see your name followed by
22 a number?

23 A. No, where is that?

24 Q. It's in the bottom right-hand corner. Is that being
25 cut off on your screen?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
80

1 A. Yeah, I don't see that. I see it now.

2 Q. Okay. And I'll represent for the record that we are
3 looking at another produced document, Jaspreet Singh
4 7.

5 I'm going to direct your attention towards
6 the bottom of this document. There's a line, looking
7 at the margin, it's the second up from the bottom. It
8 says: Large partnerships to refer and as reference.

9 Do you see that line?

10 A. Yes, I do.

11 Q. Below that, it reads, The pitch would be, you might
12 have heard of FTX US from their marketing
13 partnerships, and then it lists certain partnerships.

14 Do you see the list?

15 A. I do, yes.

16 Q. And the first one on that list, what is it?

17 A. Home of Miami -- Miami Heat.

18 Q. Do you recall ever using that particular talking point
19 in one of your videos?

20 A. I don't recall, no.

21 Q. Now I'm going to direct your attention up to the top
22 here, the second point in the document. It says: Two
23 main FTX products, and underlined there are FTX App
24 and FTX US.

25 Do you see that?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
81

1 A. I do, yes.

2 Q. Do you have an understanding of what those two
3 products are?

4 A. No.

5 Q. Do you have an understanding of how Blockfolio relates
6 to either FTX App or FTX US?

7 A. No.

8 MS. ALEXANDER: Can we go off the record?

9 VIDEOGRAPHER: Sure.

10 MR. ACHO: Sure.

11 VIDEOGRAPHER: One moment, please. We're
12 going off the record. The time is 4:40.

13 (Off the record at 4:40 p.m.)

14 (Back on the record at 4:51 p.m.)

15 VIDEOGRAPHER: We are now back on record.
16 The time is 4:51.

17 MS. ALEXANDER: Perfect.

18 Mr. Singh, I want to thank you for your
19 patience and your cooperation today. We appreciate
20 it. We're nearly through here. I just have a few
21 things to clean up.

22 WITNESS: Thank you.

23 BY MS. ALEXANDER:

24 Q. So the first thing I want to talk about is
25 compensation.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
82

1 Did FTX pay you directly for your work with
2 FTX, or did your paychecks from Creators Agency?

3 MR. ACHO: I'm going to object. I'll allow
4 you to ask this question, but not much more than this
5 because this has nothing to do with jurisdiction.

6 But go ahead, Jaspreet. We'll tolerate
7 this one.

8 WITNESS: Can you repeat the question for
9 me?

10 BY MS. ALEXANDER:

11 Q. Sure.

12 Did FTX pay you directly, or did your
13 paychecks come from Creators Agency?

14 A. I believe my payments came from Creators Agency.

15 Q. And were you paid in cash or cryptocurrency?

16 A. Well, it was -- it was money deposited into my bank
17 account, dollars.

18 Q. Excellent.

19 I'm going to put back up Exhibit 1.

20 Do you recognize this screenshot from a
21 YouTube video we discussed earlier, correct?

22 A. Yes, I recognize it as a video from Minority Mindset.
23 I don't remember this particular instance.

24 Q. Sure.

25 So what we have below here is a transcript

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
83

1 of this time-stamped portion of your video which
2 contains your advertisement for FTX US.

3 I'm representing that to you. There is no
4 question pending about that.

5 MR. ACHO: Why are you presenting it then?
6 I mean, I'm going to object to it, because it's not --

7 MS. ALEXANDER: If you'd let me, I'm asking
8 a question.

9 MR. ACHO: I'm making an objection. This
10 has not been authenticated. This has not been
11 identified. This hasn't been presented to us, so I
12 would object to any questions regarding this. There's
13 no foundation even.

14 MS. ALEXANDER: Are you directing the
15 witness not to answer?

16 MR. ACHO: I'm making the objection that
17 this is inadmissible. Go ahead, you can ask. I'm not
18 sure he can answer, but go ahead.

19 MS. ALEXANDER: That's fine.

20 BY MS. ALEXANDER:

21 Q. So Mr. Singh, earlier I asked you if you had a promo
22 code with FTX. Do you recall that question?

23 A. I recall you asking me the question, yes.

24 Q. And you didn't recall whether you had a promo code or
25 not, correct?

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
84

1 A. That is correct.

2 Q. So we went back to this transcript, and I'm scrolling
3 down to the bottom here, and I'm going to read a
4 portion of it which says: And the best part of all is
5 that because you are all Minority Mindset fans
6 watching this video, they will also give you a free
7 coin when you trade \$10. But what you have to do if
8 you want to get this free coin is you have to download
9 the app using my link down in the description below,
10 and then you have to enter in the referral code
11 Minority.

12 So after you download the app, make sure
13 you enter the referral code Minority. And if you do
14 that, once you trade \$10, you'll also get a free coin.

15 Does that refresh your recollection about
16 an FTX promo code?

17 A. I don't recall.

18 Q. Do you recall receiving any information from FTX about
19 this promo or referral code?

20 A. No, ma'am. It was a long time ago.

21 Q. Do you know how many individuals approximately entered
22 the promo code Minority on FTX?

23 A. I'm sorry, I don't.

24 Q. Do you recall ever having had that information?

25 A. No, ma'am.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
85

1 Q. Do you recall ever asking anyone about that
2 information?

3 A. I'm sorry, no.

4 Q. If you wanted to know how many people used your FTX
5 referral code, who would you ask?

6 A. I have no idea.

7 Q. Am I, therefore, to assume that you would not know
8 what percentage of the individuals who used that code
9 reside in Florida?

10 A. Ma'am, I can't speculate.

11 Q. Would you know who to ask to get that information?

12 A. Sorry, no.

13 Q. If I were to play that video clip, would that refresh
14 your recollection about the promo code?

15 A. That would help, yes.

16 Q. Yes? Okay.

17 Bear with me while I see if I can make that
18 happen.

19 (Video playing.)

20 MR. SINGH: -- market is a little bit
21 crazy. This is kind of indirectly pushed --

22 MS. ALEXANDER: Okay.

23 SPEAKER 1: -- (inaudible) --
24 cryptocurrency because cryptocurrency is this new
25 asset class, it's a new space, it's new technology and

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
86

1 people are trying to cultivate it, create it and
2 invest in it before all these other institutions do
3 because people believe that this is going to change
4 the world, not just our money, but our technology and
5 the way that we do business among the Internet.

6 And so people are looking to invest in
7 cryptocurrency as a way to kind of create their new
8 American dream outside of just housing because we're
9 now starting to see more institutions getting involved
10 with cryptocurrency, we're starting to see regulations
11 come into cryptocurrency.

12 And so it's one of the reasons why people
13 have been looking for an alternative to the
14 traditional American dream.

15 Now, if you are looking for an easy way to
16 buy and sell cryptocurrency online, you want to make
17 sure that you use a reputable brokerage. And if
18 you're looking for a good brokerage, you can check out
19 our sponsor FTX US (inaudible) our cryptocurrency
20 passively.

21 I don't really care what's going on in the
22 market day to day. I am a long-term investor. I have
23 a system set up for every day I'm buying a little bit
24 of Bitcoin and a little bit of a Derium and some of
25 the smaller coins and that's it. It happens whether

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
87

1 the market's up or down. But it's completely passive
2 and it's completely automatic.

3 I like FTX because they make this type of
4 passive dollar cost investing, strategy and
5 cryptocurrency super, super simple. All you gotta do
6 is click a couple buttons and it's all set up.

7 If you're already investing in money
8 cryptocurrency, you should still check out FTX because
9 the fees on FTX are so much cheaper than pretty much
10 every other major brokerage out there which means you
11 can have more of your money being invested into your
12 cryptocurrency instead of just making your brokerage
13 richer.

14 The cool thing about FTX is the versatility
15 that they have on the platform, because not only can
16 you buy and sell cryptocurrency, but you can also buy
17 and sell NFTs, and they also have a feature coming
18 soon where you will be able to buy and sell stocks
19 right off the app too.

20 And the best part of all is that because
21 you are a Minority Mindset fan watching this video,
22 they will also give you a free coin when you trade
23 \$10, but what you have to do if you want to get this
24 free coin is you have to download the app using my
25 link down in the description below, and then you have

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
88

1 to enter in the referral code minority.

2 So after you download the app, make sure
3 you enter the referral code minority. And if you do
4 that, once you trade \$10, you'll also get a free coin.

5 Now, I want to quickly highlight this whole
6 idea of the American dream --

7 (End of playing video.)

8 MS. ALEXANDER: Okay. Thank you.

9 MR. ACHO: I'm going to object unless you
10 show the whole thing. I object to you showing
11 partial. That's misleading. The whole thing should
12 be shown to the witness.

13 MS. ALEXANDER: The entire video is 21
14 minutes and 33 seconds.

15 MR. ACHO: I don't care. I don't care.
16 Frankly, it should be inadmissible because you never
17 introduced this before. That's why I object to all
18 the exhibits. But if you're going to ask about this
19 exhibit, to not show him the complete video to me is
20 highly improper.

21 MS. ALEXANDER: So let me two do things.
22 First of all, my understanding is that the only
23 portion of that video that pertains to FTX is the
24 portion we just played.

25 MR. ACHO: That's your representation. I

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
89

1 don't accept it.

2 MS. ALEXANDER: Understood. You're free to
3 note your objection. It was simply shown to the
4 witness at his request to see if it refreshed his
5 recollection as to the promo code.

6 MR. ACHO: But you didn't show him the
7 whole video. He has to see the video. And if you're
8 not going to show him the whole video, I'm going to
9 direct him not to answer. Show him the whole video.

10 MS. ALEXANDER: All right. If you would
11 like to see the whole video, we can go back to zero,
12 and we can watch the 21 minutes of the video.

13 MR. ACHO: Or you can continue where you
14 left off.

15 MS. ALEXANDER: The question is simply to
16 the witness, and the same question will be pending
17 when the video is over in 21 minutes, whether it
18 refreshes his recollection about having a promo code
19 with FTX that his subscribers could use to get a free
20 coin.

21 BY MS. ALEXANDER:

22 Q. So I will ask him now if the portion he has seen has
23 refreshed his recollection.

24 A. Ma'am, I don't remember what the promotion codes were.
25 I notice I mention something in the video. However, I

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
90

1 can't confirm that that's what the promotion code was
2 that I was given.

3 Q. Who would have provided that promotion code to you?

4 A. What do you mean by that?

5 Q. Do you recall it coming from FTX directly or from
6 Creators Agency?

7 A. I would assume Creators Agency.

8 Q. Do you recall if your team had to create that
9 promotional code?

10 A. I don't recall.

11 MS. ALEXANDER: I'm going to pull up one
12 more, and we can go to the video if we need to.

13 BY MS. ALEXANDER:

14 Q. Do you see the screenshot of a YouTube video on your
15 screen?

16 A. Yes, I do.

17 Q. The title of the video is FTX Update Unscripted.
18 Do you see that?

19 A. Yes, I do.

20 Q. And the date is November 10th, 2022; is that correct?

21 A. Yes.

22 Q. What, if anything, do you recall about this video?

23 A. I don't remember.

24 MS. ALEXANDER: I'm going to stop sharing
25 and my colleague will play the video. We will play

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
91

1 the video in its, entirety, and then I will pose the
2 question.

3 (Video playing.)

4 MR. SINGH: There's been a lot of craziness
5 around crypto and FTX particularly. So I wanted to
6 make this quick video, it's completely raw, it's
7 unscripted, so let me just talk about what's going on
8 so that we're both on the same page.

9 First, on the topic of FTX, I want to talk
10 about what's important to you. There's two different
11 companies. You have ftx.com, which is the
12 international division, and then you have FTX US.

13 So I began working with FTX US earlier in
14 2022. And by the time I began working with FTX US,
15 ftx.com, which is the international division, had
16 already spun off and you have these two companies,
17 ftx.com and FTX US. So I never worked with ftx.com.

18 Well, ftx.com, the international division,
19 is now facing a lot of liquidity issues, they're on
20 the verge of bankruptcy, they're not funding crypto
21 withdrawals, people can't get their money out. So
22 they're right now facing a lot of issues.

23 FTX US, which is the company that has
24 sponsored me, I haven't worked with them in a little
25 while now, but the company that has sponsored me in

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
92

1 the past, they are currently okay. You can still buy
2 and sell crypto, you can still pull your crypto out,
3 and so the platform is still working.

4 However, this is where I want to caution
5 you, and I want you to be smart and be aware here,
6 that you don't want to risk spill-over or bleed-over
7 from the ftx.com company into the US subsidiary.

8 So right now, yes, you can still access
9 your account, you can still access your funds, and you
10 can still pull your money out. And, like I've been
11 saying in every one of these videos that I mentioned
12 crypto is you never want to keep your crypto in the
13 exchange because your exchange is not a wallet. Your
14 wallet is where you want to keep your crypto. This is
15 something like a hot wallet or a cold wallet. Cold
16 wallet is the best thing.

17 And so you want to pull your crypto out of
18 the exchange because if you leave a crypto or money in
19 an exchange, you're at the mercy of the exchange.

20 Now, as of right now, we're recording this
21 video. This could change in the future. FTX US still
22 has their reserves. They're still operating normally,
23 people can still withdraw their money. But you don't
24 want to risk this, especially when you're seeing the
25 things that are happening with ftx.com.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
93

1 So FTX US is still okay, and this is an
2 opportunity for you to get your money out.

3 So if you used any of my links, used any of
4 my promotions, they are all only for FTX US, none of
5 them are for ftx.com.

6 Now, this brings me to the second thing
7 that I want to talk about which has to do with more of
8 a personal level because your trust, your faith, and
9 your belief in me is why I'm here. And I work with
10 very few sponsors.

11 The vast, vast majority of my videos do not
12 have a sponsorship. One, because it's very difficult
13 to become a sponsor for my channel, and the second,
14 because I want to make sure everything that we do is
15 packed with value first.

16 When we approve a sponsor, it goes
17 through a pretty rigorous process. First, you have to
18 be approved by somebody who is not me, then you have
19 to be approved by me. You look at things like the
20 team, the company, the product, and the liquidity.

21 And with FTX US, one of the big questions
22 that I kept asking is in regards to liquidity and
23 capital. What happens if Bitcoin was to lose 50 to 70
24 percent of its value, how is that going to affect you.
25 Because the reality is crypto is very volatile. We

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
94

1 know this. It's not uncommon to see crypto crashes
2 and booms. We know this.

3 And so my big concern is what happens when
4 things go wrong. And I was reassured multiple times,
5 and have writings of this, that FTX US is well
6 capitalized and there's nothing for you to worry
7 about.

8 Now, clearly, FTX has lied, ftx.com, about
9 their capital structure, about their liquidity issues.
10 And because of that, they're on the verge of a
11 bankruptcy or something like that.

12 FTX US, again, the company that I worked
13 with, is still okay. But this is where you want to be
14 cautious and understand that you don't want to be at
15 risk and you want to take your money out as fast as
16 you can, that way you can protect yourself.

17 Now, hopefully, hopefully, this blows over
18 FTX US and nothing is wrong with them and everything
19 is fine. But at the very least, you have to remember
20 that an exchange is not where you want to keep your
21 crypto.

22 You want to keep your crypto on a wallet.
23 You want to keep your crypto on, ideally, a cold
24 wallet, but at the very least, a hot wallet.

25 So what does this mean going forward.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
95

1 Well, for one, you bet that me and my team are going
2 to be even stricter than we are already with the
3 sponsors that I work with. So that's the first thing
4 that I want to do.

5 And, second, we're going to be working to
6 make sure that all of you who trusted us and will
7 trust us are okay in taking care of because I want to
8 make sure that this is right. I am -- this is not the
9 way that I want to operate. This is not the way that
10 I do things because your trust is the reason why I'm
11 here.

12 And everything that I do revolves around
13 making sure that we provide a good value, good
14 product, and good education. And I'm very sorry that
15 this had had to happen this way. But I want you to be
16 aware that we're doing everything that we can to keep
17 you educated, keep you informed, take care of you on
18 that front.

19 So just understand that if you did use any
20 of my links, any of my promotions, you still have
21 access to your money. FTX US is still operational.
22 But be aware that ftx.com is having issues and
23 (inaudible) protect your money. And, like I've been
24 saying, get the wallet, get your crypto out of an
25 exchange.

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
96

1 (End of playing video.)

2 BY MS. ALEXANDER:

3 Q. Mr. Singh, where was that video recorded?

4 A. In my office.

5 Q. In what state?

6 A. Michigan.

7 Q. From whom did you get the information that you relayed
8 in that video?

9 A. I don't recall. I don't remember.

10 Q. What do you recall about preparing that video?

11 A. I remember there was a lot of media coverage on the
12 financial issues with FTX.

13 Q. Did FTX US ask you to make that video?

14 A. No.

15 Q. Did Creators Agency ask you to make that video?

16 A. No.

17 Q. Did FTX US provide talking points for that video?

18 A. No, ma'am.

19 Q. Did Creators Agency or anyone at Creators Agency, like
20 Apple Crider, provide talking points for that video?

21 A. No, ma'am.

22 Q. Did you know that FTX US was based in Miami at the
23 time you made that video?

24 A. I don't recall.

25 Q. Are you aware today that FTX US was based in Miami in

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
97

1 2022?

2 A. If you're telling me now and only now, but before this
3 minute, no.

4 Q. In that video, you made reference to "using my links
5 and promotions".

6 Do you recall what any of those links or
7 promotions were?

8 A. I don't know.

9 Q. Do you recall if those links and promotions were
10 provided directly by FTX US or whether they came
11 through Creators Agency?

12 A. I don't recall how I got the links.

13 Q. Do you recall if anyone reviewed this video before you
14 made it live?

15 MR. ACHO: I'm going to object. Again,
16 this has nothing to do with Florida. This is
17 liability, and I'm telling you, this is getting out of
18 hand now.

19 Go ahead, you can answer this one.

20 We're not going to continue this path much
21 longer.

22 WITNESS: Sorry, ma'am. Would you mind
23 repeating that question for me?

24 MS. ALEXANDER: Of course.

25 BY MS. ALEXANDER:

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
98

1 Q. Did anyone review this video before you posted it or
2 made it live?

3 A. I don't believe so, no.

4 Q. You didn't submit it to FTX US for approval before
5 posting?

6 A. That's correct.

7 Q. In the video, you mention that the agreement to work
8 with FTX was approved by somebody who is not me.

9 Who are you referring to there?

10 A. The team.

11 Q. So your team did their due diligence on FTX before you
12 agreed to the sponsorship with them?

13 A. I'm not sure what you mean by that.

14 Q. I'm clarifying the statement you made in the video
15 that somebody else who is not me had reviewed and
16 agreed to your advertisements with FTX US before you
17 went forward.

18 A. Ma'am, due diligence is a very complex process, so I'm
19 not sure what you mean by that.

20 Q. So what term would you use instead if you're not
21 comfortable with due diligence there?

22 A. Maybe you can repeat your question so I can get a
23 better understanding of what you're asking me, that
24 might help. Thank you.

25 Q. I'm asking you to clarify your language from the

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
99

1 video, which is that somebody who is not me reviewed
2 and had to agree to the sponsorship with FTX US before
3 you did.

4 A. Ma'am, before we agree to any sponsorship, it goes
5 through a lengthy due diligence process, so I'm not
6 sure what you mean by that.

7 Q. Who conducted that due diligence process?

8 A. Ma'am, we have a team.

9 Q. What team are you referring to?

10 A. Primarily, the Minority Mindset team.

11 Q. And additionally?

12 A. Well, I can't speak for this particular sponsor
13 because I don't recall, but we also have a team at
14 Briefs Media where we have advertisements, and we do
15 very thorough due diligence there as well.

16 MR. ACHO: I'm going to continue to object.
17 We're going to cut this off very soon, ma'am. You're
18 going beyond what the magistrate judge said. This has
19 no connection to Florida, none.

20 MS. ALEXANDER: You are free to do whatever
21 it is you need to do and instruct your witness however
22 you so desire.

23 MR. ACHO: I understand that. I'm
24 cautioning you to get this done because it's beyond
25 the scope, and I'm going to seek sanctions if this

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
100

1 continues against you.

2 MS. ALEXANDER: You are free to do whatever
3 it is you need to do, but I'm going to finish my
4 deposition.

5 MR. ACHO: Only if you get to Florida and
6 not all these other things. You're attempting to
7 bring in things aside from jurisdiction. This has
8 nothing to do with jurisdiction. Due diligence, what
9 does that have to do with jurisdiction? Can you show
10 me? Can you tell me now, and I'm going to --

11 MS. ALEXANDER: I have heard enough of the
12 speaking objections. Please confine your objections
13 to what is permitted in the rules of this district.

14 MR. ACHO: I'm asking you a question, and
15 that's permitted. Show me where I'm wrong. Show me
16 how this complies with the Court's order, and then
17 I'll withdraw my objection.

18 MS. ALEXANDER: I'm not asking you to
19 withdraw your objection. If you're not directing the
20 witness not to answer, then I'll continue.

21 MR. ACHO: Not yet, but we're almost there,
22 just so you know.

23 How much longer do you have?

24 MS. ALEXANDER: Not long.

25 MR. ACHO: You said that --

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
101

1 BY MS. ALEXANDER:

2 Q. Mr. Singh --

3 MR. ACHO: -- 40 minutes ago.

4 BY MS. ALEXANDER:

5 Q. -- you were talking about due diligence.

6 Did your team include any outside providers
7 of due diligence?

8 A. Ma'am, I don't recall. I'm sorry.

9 Q. To your knowledge in conducting due diligence on the
10 deal, did anyone from your team or Creators Agency
11 meet with anyone at FTX US in person?

12 A. I'm sorry, can you repeat that question?

13 Q. Sure.

14 In conducting due diligence on the deal,
15 did you, any member of your team, or anyone at
16 Creators Agency acting on your behalf, meet with
17 anyone at FTX US in person?

18 A. I can't recall.

19 Q. Do you recall meeting with anyone at FTX US through
20 any medium before entering into the deal?

21 A. Can you tell me what you mean by that?

22 Q. Sure.

23 What's confusing?

24 A. Can you clarify your question for me?

25 Q. Before you signed your agreement to create

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
102

1 advertisements for FTX US, did you meet with anyone
2 from FTX US?

3 A. I'm not sure what you mean by that question.

4 Q. What is confusing you?

5 A. I'm sorry, ma'am, but the question is a bit confusing
6 because I'm not sure what you mean by "meeting
7 somebody".

8 Q. In any capacity, Zoom, phone, in person. I'm not
9 asking about e-mails. I'm asking did you speak with
10 anyone from FTX US?

11 A. I don't recall.

12 Q. Do you recall if you exchanged e-mails with anyone at
13 FTX US before you entered into the deal?

14 A. Ma'am, I don't recall.

15 MS. ALEXANDER: Okay. That wraps up the
16 questions I have for you today.

17 I want to thank you for your participation
18 and your cooperation.

19 And we can now go off the record.

20 WITNESS: Thank you, Brooke, it was nice
21 speaking with you.

22 VIDEOGRAPHER: If there are no other
23 questions, are we concluding the deposition now?

24 MR. ACHO: Yes.

25 VIDEOGRAPHER: This now concludes the

JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
103

1 videoconference deposition of Jaspreet Singh. At this
2 time, we do ask all counsel stay connected briefly to
3 provide your transcript and video orders to the court
4 reporter.

5 Ms. Alexander, I do understand you have a
6 standing order.

7 MS. ALEXANDER: Yes.

8 VIDEOGRAPHER: Mr. Acho, did you need a
9 copy of the transcript and/or video today -- of
10 today's deposition?

11 MR. ACHO: Not the video, just the
12 transcript, written transcript.

13 VIDEOGRAPHER: Okay. Anyone else?

14 Okay. We are now going off the record on
15 February 1st, 2024, at 5:26 p.m. Eastern Time.

16 (Deposition concluded at 5:26 p.m.)

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JASPREET SINGH
FTX Cryptocurrency Exchange

February 01, 2024
104

1 STATE OF MICHIGAN)

2 COUNTY OF OAKLAND)

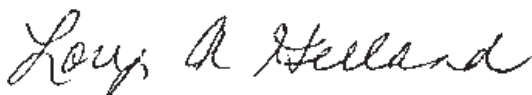
3 Certificate of Notary Public

4 I certify that this transcript is a complete, true,
5 and correct record of the testimony of WITNESS held in this
6 case.

7 I also certify that prior to taking this deposition,
8 WITNESS was duly sworn or affirmed to tell the truth.

9 I further certify that I am not a relative or an
10 employee of or an attorney for a party; and that I am not
11 financially interested, directly or indirectly, in the
12 matter.

13 In witness whereof, I have hereunto set my hand this
14 9th day of February, 2024.

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17 

18 LORY A. HELLAND, CER-#3778

19 Notary Public, Oakland County, Michigan

20 My Commission Expires: 02/15/26
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